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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/612,401	07/01/2003	Ye-Kui Wang	088245-0152	3233
23524	7590	09/30/2010	EXAMINER	
FOLEY & LARDNER LLP			DUONG, CHRISTINE T	
150 EAST GILMAN STREET				
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte YE-KUI WANG and EMRE BARIS AKSU

Appeal 2010-011677
Application 10/612,401
Technology Center 2400

Before DALE M. SHAW, *Division 2 Support Administrator.*

ORDER REMANDING APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on August 31, 2010. A Docketing Notice was mailed on September 9, 2010. Upon review of the application, it has been determined that a remand to the Examiner is necessary to consider the following issues and to take necessary corrective action.

Appeal 2010-011677
Application 10/612,401

REPLY BRIEF NOT CONSIDERED

A Reply Brief was filed in this application on September 27, 2010. There is no evidence on the record indicating that the Examiner has considered the Reply Brief in accordance with 37 CFR § 41.43(a)(1) and MPEP § 1208, part II.

Accordingly, it is ordered that the application is remanded to the Examiner:

- 1) to consider the Reply Brief filed September 27, 2010, as indicated above; and
- 2) for further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

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